

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION**

STATE OF TEXAS, *et al.*,

Plaintiffs,

V.

UNITED STATES OF AMERICA, *et al.*,

Defendants,

and

KARLA PEREZ, *et al.*,

Defendant-Intervenors.

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Case No. 1:18-CV-68

**UNOPPOSED MOTION OF DEFENDANT-INTERVENORS ELIZABETH DIAZ, ET
AL. FOR ORAL ARGUMENT ON MOTIONS FOR SUMMARY JUDGMENT**

Defendant–Intervenors Elizabeth Diaz, *et al.*, (“Defendant-Intervenors”) file this unopposed motion for oral argument on the parties’ motions for summary judgment. *See* Dkt. Nos. 625, 636, 639 and 641.

The record in this case is voluminous, and the motions for summary judgment, along with the associated responses and replies, raise complex issues of fact and law. Defendant-Intervenors believe the Court would benefit from argument by the parties on the evidence and issues in the case. In addition, Federal Defendants and Defendant Intervenors have objected to Plaintiffs' attempt to rely on untimely evidence in Plaintiffs' most recent filing. Federal Defendants and Defendant Intervenors have variously asked the Court to exclude this evidence and consider arguments forfeited that rely on the untimely evidence, or, in the alternative, deny summary judgment because the untimely evidence creates a genuine dispute of material facts or grant

Federal Defendants and Defendant Intervenors an opportunity to conduct discovery to rebut the untimely evidence. *See* Dkt. Nos. 680, 681.

Dated: May 9, 2023

Respectfully Submitted,

**MEXICAN AMERICAN LEGAL
DEFENSE AND EDUCATIONAL FUND**

By: /s/ Nina Perales

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CERTIFICATE OF CONFERENCE

I hereby certify that, on May 5 and 9, 2023, I conferred with counsel for the other parties. Plaintiffs, Federal Defendants, and Defendant Intervenor New Jersey indicated they do not oppose the requested relief.

/s/ Nina Perales

Nina Perales

Attorney for Defendant-Intervenors

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that, on the 9th day of May, 2023, I electronically filed the above and foregoing document using the CM/ECF system, which automatically sends notice and a copy of the filing to all counsel of record.

/s/ Nina Perales

Nina Perales